FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6679 OF 2005

Office notes, office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Ms. Deepa S. Matarankar i/by M.D. Parab for the petitioner.

CORAM : R.S.MOHITE, J.
DATED : 16.11.2005.

.....

P.C.

1. This petition impugns an order passed by the Additional Commissioner, Konkan Division dated 15.2.2005, by which, the petitioner's revision has been rejected.

2. I have perused the impugned judgment and order. Two grounds were raised in the revision for challenging the mutation entry No.4826. The first ground was that the vendor had no right to apply for mutation entry. This ground is rightly refuted on the footing that once the document was

registered under M.L.R. Code, information was required to be given to the revenue authorities by statue itself. The second ground was that the sellers were not agriculturist. This ground has been dealt with and decided by the Commissioner. He has observed that the 7/12 extract of the father of the respondent No.1 had been produced on record. In my view, parties are at liberty to establish their rights in the civil court. There is no ground for interfering in an order passed in R.T.S. proceeding. In the circumstances, petition is rejected.

(R. S. MOHITE, J.)